

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

MANUALE H. SAKOO,

Plaintiff,

v.

UNITED STATES CITIZENSHIP  
AND IMMIGRATION SERVICES,

Defendant.

Case No. 2:19cv11540

Hon. Victoria A. Roberts  
Mag. Judge R. Steven Whalen

**DEFENDANT'S RESPONSE TO PLAINTIFF'S MOTION TO FILE  
RESPONSE TO DEFENDANT'S MOTION TO DISMISS OUT-OF-TIME**

Defendant, United States Citizenship and Immigration Services (“USCIS”), by and through its undersigned attorneys, hereby responds to Plaintiff’s “Motion to File Response to Defendant’s Motion to Dismiss Out-of-Time.” ECF No. 14. Plaintiff’s response to Defendant’s Motion to Dismiss, ECF No. 13, was due on November 19, 2019. The motion to accept the late filing was submitted more than week later on November 27, 2019. ECF No. 14. Defendant takes no position on the request to accept the untimely filing but notes that this is not the first time that Plaintiff’s counsel has submitted an untimely filing in this case. Plaintiff’s counsel filed his response to Defendant’s first motion to dismiss the complaint late, along with an amended complaint and an inappropriately filed motion for summary judgment that the Court struck from the docket. *See* ECF No. 10, September 12,

2019, Order.

If the Court does permit Plaintiff's late opposition, Defendant's reply will now be due at the same time that Defendant's counsel has a number of competing deadlines. Defendant requests an extended time to reply of 21 days from the date of the Court's order on Plaintiff's Motion to File Response to Defendant's Motion to Dismiss Out-of-Time.

Dated: December 2, 2019

Respectfully submitted,

JOSEPH H. HUNT  
Assistant Attorney General  
Civil Division  
U.S. Department of Justice

WILLIAM C. PEACHEY  
Director  
Office of Immigration Litigation

BRIAN C. WARD  
Senior Litigation Counsel

*/s/ LINDSAY M. VICK*  
LINDSAY M. VICK  
Bar No. MA 685569  
Trial Attorney  
United States Department of Justice  
Civil Division  
Office of Immigration Litigation  
P.O. Box 868  
Washington, DC 20044  
202-532-4023  
Lindsay.vick@usdoj.gov

*Attorneys for Defendant*